

DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**Testimony of
CARTY S. CHANG
Interim Chairman**

**Before the House Committee on
WATER & LAND**

**Friday, March 20, 2015
11:00 AM
State Capitol, Conference Room 325**

**In consideration of
SENATE BILL 504 BILL, SENATE DRAFT 2
RELATING TO HISTORIC PRESERVATION**

Senate Bill 504, Senate Draft 2 proposes to address historic residences and appropriates unspecified funds for Fiscal Years 2015-2016 and 2016-2017 to conduct an architectural inventory effort. **The Department of Land and Natural Resources (Department) strongly supports this measure provided that its passage does not replace or adversely impact priorities indicated in our Executive Budget request.**

- The overwhelming majority of structures in Hawai'i have never been inventoried and evaluated to determine whether or not they are eligible for inclusion in the Hawai'i Register of Historic Places.
- SECTION 3 would require the Department to initiate a phased architectural inventory of Hawai'i's buildings. The Department believes that the survey is essential to protecting and managing Hawai'i's heritage, while at the same time providing the definitive solution to the issue of unnecessary residential permit reviews by the Department.
- The result of the survey will be a list of properties determined potentially eligible for the Hawaii Register of Historic Places
- This list would be provided to the counties, which would then only submit permits affecting private residences that are potentially eligible for the Hawaii Register of Historic Places to the Department for review. The Department estimates that this will reduce by approximately 90% the number of permits submitted to the Department for review.

CARTY S. CHANG
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FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

- The Department recommends that SECTION 3 be revised to read as follows:

“There is appropriated out of the Hawaii historic preservation special fund the sum of \$ _____ or so much thereof as may be necessary for fiscal year 2015-2016 and the same sum or so much thereof as may be necessary for fiscal year 2016-2017 to address the issues surrounding historic residences, including but not limited to inventorying and assessing the eligibility of privately owned single family residences for inclusion on the Hawaii register of historic places.”

cullen4-Rachele

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 17, 2015 5:32 PM
To: waltestimony
Cc: darakawa@lurf.org
Subject: Submitted testimony for SB504 on Mar 20, 2015 11:00AM

SB504

Submitted on: 3/17/2015

Testimony for WAL on Mar 20, 2015 11:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
David Z. Arakawa	Land Use Research Foundation of Hawaii	Comments Only	No

Comments: The Land Use Research Foundation of Haaii SUPPORT SB 504, SD2, RELATING TO HISTORIC PRESERVATION, which appropriates funds to Hawaii Historic Preservation Special Fund to allow the State Historic Preservation Division of the Department of Land and Natural Resources to address the issues surrounding historic residences, including, but not limited to inventorying of residential structures fifty years old or older. Effective 7/1/2050. (SB 504, SD2)

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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**Testimony to the House Committee on Water & Land
Friday, March 20, 2015 at 11:00 A.M.
Conference Room 325, State Capitol**

RE: SENATE BILL 504 SD2 RELATING TO HISTORIC PRESERVATION

Chair Yamane, Vice Chair Cullen, and Members of the Committee:

The Chamber provides the following **comments** on SB 504 SD2, which proposes to appropriate moneys to allow the state historic preservation division to address historic residences.

The Chamber is Hawaii's leading statewide business advocacy organization, representing about 1,000 businesses. Approximately 80% of our members are small businesses with less than 20 employees. As the "Voice of Business" in Hawaii, the organization works on behalf of members and the entire business community to improve the state's economic climate and to foster positive action on issues of common concern.

The Chamber has been and continues to be concerned about the unnecessary automatic review of residences that are older than 50 years. We recognize that there are many unique residences that are older than 50 years, and the property owners of these structures have the opportunity to secure real property tax relief if they voluntarily place their homes on the register. However, there are also large subdivisions of tract homes around Oahu (i.e. Kaneohe, Hawaii Kai, Manoa, Halawa, Aiea, Pearl City, Waipahu, etc.) which were constructed in the 1960's that are or will be older than 50 years old. Having to subject homeowners in these tract subdivision to a building permit review by SHPD simply because of the age of the dwelling, seems to be unnecessary and unreasonable.

The bill essentially instructs SHPD to do what they are statutorily required to do so we are puzzled as to why the legislation is necessary and why additional funds have to be appropriated to undertake this effort.

Thank you for the opportunity to express our views on this matter.

BIA-HAWAII

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THE VOICE OF THE CONSTRUCTION INDUSTRY

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Testimony to the House Committee on Water & Land Friday, March 20, 2015 11:00 a.m. State Capitol - Conference Room 325

RE: S.B. 504, S.D. 2 RELATING TO HISTORIC PRESERVATION

Chair Yamane, Vice-Chair Cullen, and members of the Committee:

My name is Gladys Marrone, Chief Executive Officer for the Building Industry Association of Hawaii (BIA-Hawaii), the Voice of the Construction Industry. We promote our members through advocacy and education, and provide community outreach programs to enhance the quality of life for the people of Hawaii. BIA-Hawaii is a not-for-profit professional trade organization chartered in 1955, and affiliated with the National Association of Home Builders.

BIA-Hawaii is **opposed** to S.B. 504, S.D. 2 which appropriates funds to address historic residences. We understand the Administration's position is for no funding during this legislative session.

BIA-Hawaii remains troubled by providing an appropriation for a survey that SHPD has been required to do under §6E-3(3): *development of a statewide survey and inventory to identify and document historic properties, aviation artifacts, and burial sites, including all those owned by the State and the counties*. Redirecting SHPD resources through an exemption of residences that have not been entered, or nominated by the owner of the residence for entry, onto the Hawaii Register of Historic Places, will allow SHPD to perform their survey, as required by law, without the need for an appropriation.

BIA-Hawaii has been, and continues to be, concerned about the unnecessary automatic review of residences that are older than 50 years. We recognize that there are many unique residences that are older than 50 years old and architecturally worthy of preservation. However, there are also large subdivisions of tract homes around Oahu (i.e. Kaneohe, Hawaii Kai, Halawa, Aiea, Pearl City, Waipahu, etc.) which were constructed in the 1960's that are, or will be, older than 50 years old. Subjecting homeowners in these tract subdivisions to a building permit review by SHPD simply because of the age of the dwelling seems to be unnecessary and unreasonable, delays the granting of permits for needed renovation or repair, and departs from the original intent of the law.

We appreciate this opportunity to express our views on this matter.

HISTORIC HAWAII FOUNDATION

TO: Rep. Ryan I. Yamane, Chair
Rep. Ty J.K. Cullen, Vice Chair
Committee on Water & Land

FROM: Kiersten Faulkner, Executive Director
Historic Hawaii Foundation

Committee: Friday, March 20, 2015
11:00 a.m.
Conference Room 325

RE: **SB 504 SD2, Relating to Historic Preservation**

On behalf of Historic Hawaii Foundation (HHF), I am writing **in support for SB 504 SD2**. The bill would appropriate funds to the State Historic Preservation Division to address issues surrounding historic residences, including but not limited to inventorying residential buildings that are fifty years old or older.

Previous legislative discussion on this subject matter raised concerns with the volume of aging properties and how the historic preservation review process is managed. There has also been discussion of the workload on the state and county agencies in processing the review and compliance actions.

As we are mindful of these concerns, Historic Hawai'i Foundation also notes that the overriding public policy should be to evaluate proposed changes to the law not only for efficient processing, but also in effectiveness in protecting historic properties.

Providing additional funding to the State Historic Preservation Division would provide resources to address the issues more comprehensively, through such measures as conducting architectural surveys to identify potential historic districts and single-family residences that may be eligible for listing on the Hawai'i register of historic places; to work with the county governments and local jurisdictions to address administrative processing (such as tracking and disposition of successive permits on properties previously determined not to be eligible for the historic register); and/or to determine a list of project types that will not adversely affect historic characteristics and so should not be subject to preservation review.

We look forward to continuing to work with the legislature and the department to address these concerns and issues. Thank you for the opportunity to comment.

cullen4-Rachele

From: mailinglist@capitol.hawaii.gov
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SB504

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Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

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LATE

TO: Representative Ryan I. Yamane, Chair
Representative Ty J.K. Cullen, Vice Chair
House Committee on Water & Land

FROM: Sara L. Collins, Ph.D., President
Society for Hawaiian Archaeology
sara.l.collins.sha@gmail.com

HEARING: March 20, 2015, 11:00 AM, Conference Room 325

SUBJECT: Testimony in **Support with Reservations** of SB 504, SD2 (Relating to Historic Preservation)

I am Dr. Sara Collins, President of the Society for Hawaiian Archaeology (SHA). We have over 150 members that include professional archaeologists and advocates of historic preservation in general. On behalf of SHA, I am providing comments on SB 504, SD2 (Relating to Historic Preservation).

In this most recent draft, SB 504 SD2 has the potential to provide the necessary funding not now provided in SB 877 SD2 for a proposed inventory of existing residential properties that may fall within the purview of Chapter 6E, Hawaii Revised Statutes, although the amount of such funding is unspecified. The current language is rather vague and open-ended, however. If the Legislature does wish to mandate the architectural survey, notification process, and report proposed in SB 877 SD2, this provision in SB 504, SD2, with adequate funding, should be incorporated into SB 877 to ensure that SHPD is not assigned a new set of priorities without the resources to accomplish this task while maintaining its ability to accomplish its other essential tasks required by existing state law.

Mahalo for considering our comments. Should you have any questions, please feel free to contact me at the above address.